

Docket No.: 42390P11636

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

PAUL D. RIETZE, ET AL.

Application No.: 10/086,410

Filed: November 20, 2001

For: A COMMON BOOT ENVIRONMENT

FOR A MODULAR SERVER SYSTEM

Art Group: 2841

Examiner: Hung S. Bui



### INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

In accordance with the duty of disclosure, enclosed is a copy of Information Disclosure Statement by Applicant (form PTO/SB/08), which is being submitted before the mailing of a final Office Action. It is respectfully requested that the cited references be considered and that the enclosed copy of PTO/SB/08 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s). Copies of the references cited on PTO/SB/08 are enclosed herewith.

It is hereby stated that no item of information contained in the Information Disclosure Statement was cited in a patent office in a counterpart application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual associated with the filing or prosecution of the subject application more than three months prior to the filing of the Information Disclosure Statement.



The references were cited in a Search Report dated January 20, 2004 (copy enclosed herewith) in a counterpart PCT application, which was forwarded to Applicant's Representative in a communication dated January 29, 2004.

The submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made in the subject application and is not to be construed as an admission that the information cited in this statement is material to patentability.

Please charge any fees due to Deposit Account 02-2666. A duplicate copy of the Fee Transmittal (PTO/SB/17) is enclosed for this purpose.

Respectfully submitted,

BLAKELY, SOYOLOFF, TAYLOR & ZAFMAN LLF

Date: February 13, 2004

Paul A. Mendonsa, Reg. No. 42,879

12400 Wilshire Boulevard, 7th Floor Los Angeles, CA 90025 Telephone: (503) 684-6200

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Deborah L. Higham

02-13-04

Date

FEB 1 7 2004 INI

ubstitute for form 1449A/PTO

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 | of | 2

Complete if Known			
Application Number	10/086,410		
Filing Date	November 20, 2001		
First Named Inventor	Paul D. Rietze		
Art Unit	2841		
Examiner Name	Hung S. Bui		
Attorney Docket Number	42390P11636		

	U.S. PATENT DOCUMENTS				
Examiner Initials*	Cite No.1	Document Number  Number - Kind Code² (if known)	Publication Date or Issue Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	1	US-5,971,804	10-26-1999		
	2	US-2001/0011314 A1	08-02-2001	Gallagher et al.	
		US-			r'
		US-			
		US-			

	FOREIGN PATENT DOCUMENTS					
Examiner Initials* Cite No. Country Code3 - Number4 - Kind Code6t known)	Cite	Foreign Patent Document			Pages, Columns, Lines,	To
	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Where Relevant Passages or Relevant Figures Appear	<u> </u>		
	3	WO 01/50708 A2	07-12-2001	ACR Inc.		
						-
						H
						<del> </del>
						1_
						<u> </u>
						<u> </u>
i						

Examiner	Date
Signature	Considered

Based on PTO/SB/08A (08-03) as modified by Blakely, Solokoff, Taylor & Zafman (wlr) 08/11/2003.

<sup>\*</sup>Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication.

<sup>&#</sup>x27;Applicant's unique citation designation number (optional). 'See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 'Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 'For Japanese patent documents, the indication of the year of reign of the Emperor must precede the serial number of the patent document. 'Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 'Applicant is to place a check mark here if English language Translation is attached.



## FEB 2 0 2004

Substitute for form 1449A/PTO

### INFORMATION DISCLOSURE STATEMENT BY APPLICANT

2 of 2 Sheet

Complete if Known		
Application Number	10/086,410	
Filing Date	November 20, 2001	
First Named Inventor	Paul D. Rietze	
Art Unit	2841	
Examiner Name	Hung S. Bui	
Attorney Docket Number	42390P11636	

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No.¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²
	4	M. BUDDHIKOT ET AL., "Design of a large scale multimedia storage server," Computer Networks & ISDN Systems, Vol. 27, No. 3, 1 December 1994, pp. 503-517, North Holland Publishing, Amsterdam, NL.	

Examiner	Date
Signature	Considered

\*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication.

'Applicant's unique citation designation number. <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.

Based on PTO/SB/08B (08-03) as modified by Blakely, Solokoff, Taylor & Zafman (wlr) 08/11/2003. Send To: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450